

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CITY AND COUNTY OF SAN
FRANCISCO,

Plaintiff,

No. C 04-5307 PJH

v.

**ORDER DENYING MOTION FOR
SEALING ORDER**

FACTORY MUTUAL INSURANCE
COMPANY, et al.,

Defendants.

Defendant Factory Mutual Insurance Company ("FMIC") seeks an order sealing two letters produced to FMIC by plaintiff City and County of San Francisco, and the transcript from the January 19, 2007, deposition of Ronald Wong. The two letters and the deposition transcript were designated "Confidential" by defendant Bombardier Transportation (Holdings) U.S.A., Inc. ("Bombardier"). This confidentiality designation provides the sole basis for FMIC's request.

Bombardier having failed to provide a declaration establishing that the designated material is sealable, and having failed to lodge and serve a narrowly tailored proposed sealing order, as required under Civil Local Rule 79-5(d), the court finds that the motion for the sealing order must be DENIED.

IT IS SO ORDERED.

Dated: June 25, 2007



PHYLLIS J. HAMILTON
United States District Judge

United States District Court
For the Northern District of California

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